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 7 Susan Raifman, individually and as Trustees for the  
 Raifman Family Revocable Trust Dated 7/2/03,  
 8 and Gekko Holdings, LLC, an Alaska  
 limited liability company, dba Gekko Breeding and Racing

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10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12 GREGORY R. RAIFMAN, individually and as  
 Trustee of the RAIFMAN FAMILY  
 13 REVOCABLE TRUST DATED 7/2/03, SUSAN  
 RAIFMAN, individually and as Trustee of the  
 RAIFMAN FAMILY REVOCABLE TRUST  
 14 DATED 7/2/03, and GEKKO HOLDINGS, LLC,  
 an Alaska limited liability company, dba GEKKO  
 BREEDING AND RACING,

CASE NO. C 07-02552 MJJ

[PROPOSED] ORDER VACATING  
 CURRENTLY SCHEDULED CASE  
 MANAGEMENT CONFERENCE AND  
 RESCHEDULING CASE MANAGEMENT  
 CONFERENCE

Time: October 23, 2007

Date: 2:00 p.m.

Place: United States District Court  
 Northern District-San Francisco Division  
 450 Golden Gate Avenue  
 Courtroom 11, 19<sup>th</sup> Floor  
 San Francisco, California 94102

Honorable Judge Martin J. Jenkins presiding

(e-filing)

17 Plaintiffs,  
 18 v.  
 19 CLASSICSTAR, LLC, a Utah limited liability  
 company, CLASSICSTAR FARMS, LLC, a  
 20 Kentucky limited liability company, BUFFALO  
 RANCH, a business entity form unknown,  
 21 GEOSTAR CORPORATION, a Delaware  
 corporation, S. DAVID PLUMMER, SPENCER  
 D. PLUMMER III, TONY FERGUSON,  
 22 THOMAS ROBINSON, JOHN PARROT,  
 HANDLER, THAYER & DUGGAN, LLC, an  
 Illinois Limited Liability Company, THOMAS J.  
 23 HANDLER, KARREN, HENDRIX, STAGG,  
 ALLEN & COMPANY, P.C., a Utah professional  
 24 corporation f/k/a KARREN, HENDRIX &  
 ASSOCIATES, P.C., a Utah professional  
 25 corporation, TERRY L. GREEN, and DOES 1-  
 26 1000 inclusive,

27  
 28 Defendants.

1 The Status Report submitted by Plaintiffs GREGORY R. RAIFMAN, individually and as  
2 Trustee of the RAIFMAN FAMILY REVOCABLE TRUST DATED 7/2/03, SUSAN RAIFMAN,  
3 individually and as Trustee of the RAIFMAN FAMILY REVOCABLE TRUST DATED 7/2/03, and  
4 GEKKO HOLDINGS, LLC, an Alaska limited liability company, dba GEKKO BREEDING AND  
5 RACING (collectively, "Plaintiffs"), through their counsel, has been considered and GOOD CAUSE  
6 APPEARING THEREFOR,

7 IT IS HEREBY ORDERED that pursuant to this Court's Order filed on August 3, 2007,  
8 without any adjudication of fact or issue of law, this matter remains stayed pending a determination on  
9 the application for transfer and coordination pursuant to 28 U.S.C. § 1407.

10 IT IS FURTHER ORDERED that the Case Management Conference set for October 23, 2007,  
11 is VACATED.

12 IT IS FURTHER ORDERED that a Case Management Conference shall be scheduled for  
13 December 18, 2007, at 2:00 p.m. in Courtroom 11, 19<sup>th</sup> Floor of the United States District Court,  
14 Northern District-San Francisco Division, located at 450 Golden Gate Avenue, San Francisco,  
15 California, the Honorable Martin J. Jenkins presiding. If no decision has been made by the Judicial  
16 Panel on Multidistrict Litigation by December 11, 2007, Plaintiff will file a Status Report with the  
17 Court at that time requesting a further continuance of the Case Management Conference.

18 IT IS SO ORDERED.

19 Dated:

HONORABLE MARTIN J. JENKINS  
UNITED STATES DISTRICT COURT JUDGE

21 | Respectfully submitted,

IDELL & SEITEL LLP

23 Dated: October 15, 2007

By:

Richard J. P.

Ory Sandel

Elizabeth J. Rest  
Attorneys for Plaintiffs Gregory R. Raifman and Susan Raifman, individually and as Trustees for the Raifman Family Revocable Trust Dated 7/2/03, and Gekko Holdings, LLC, an Alaska limited liability company, dba Gekko Breeding and Racing

## PROOF OF SERVICE

I am employed in the City and County of San Francisco, State of California in the office of a member of the bar of this court at whose direction the following service was made. I am over the age of eighteen years and not a party to the within action. My business address is Idell & Seitel LLP 465 California Street, Suite 300, San Francisco, California 94104.

On October 15, 2007, I served the following document(s):

[PROPOSED] ORDER VACATING CURRENTLY SCHEDULED CASE MANAGEMENT CONFERENCE AND RESCHEDULING CASE MANAGEMENT CONFERENCE

by regular **UNITED STATES MAIL** by placing a true and correct copy in a sealed envelope addressed as shown below. I am readily familiar with the practice of Idell & Seitel LLP for collection and processing of correspondence for mailing. According to that practice, items are deposited with the United States Postal Service at San Francisco, California on that same day with postage thereon fully prepaid. I am aware that, on motion of the party served, service is presumed invalid if the postal cancellation date or the postage meter date is more than one day after the date of deposit for mailing stated in this affidavit.

by **ELECTRONIC MAIL**. As this case is subject to the United States District Court for the Northern District of California ECF program, pursuant to General Rule 45, upon the filing of the above-entitled document(s) an automatically generated e-mail message was generated by the Court's electronic filing system and sent to the address(es) shown below and constitutes service on the receiving party.

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13 *Attorney for Handler, Thayer & Duggan, LLC*  
14 *and Thomas J. Handler, J.D., P.C.*

15 I certify and declare under penalty of perjury under the laws of the State of California that the  
16 foregoing is true and correct and I executed this declaration at San Francisco, California.

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Suzanne Slavens